

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Gerald Osby,
5 Petitioner

6 v.

7 Brian Williams, et al.,
8 Respondents
9

2:17-cv-02956-JAD-PAL


Order Denying IFP Application

[ECF No. 1]

10 Pro se petitioner Gerald Osby is currently serving a life sentence at the High Desert State
11 Prison for first-degree murder with a deadly weapon enhancement.¹ He petitions for a writ of
12 habeas corpus, claiming various violations of the Fifth, Sixth, and Fourteenth Amendments.² He
13 filed a financial certificate,³ but he did not file an application to proceed *in forma pauperis* or pay
14 the filing fee. Although a pauper application was not filed in this case—let alone a completed
15 one—Osby would be denied IFP status because his financial certificate indicates that he has
16 enough money to pay the filing fee. Accordingly,

17 IT IS HEREBY ORDERED that Osby has **until January 15, 2018**, to have the **\$5.00**
18 **filing fee sent to the Clerk of Court**. If the filing fee is not paid by this court-ordered deadline,
19 **this case will be dismissed**. The **Clerk of Court** is directed to **SEND** to Osby **two copies of**
20 **this order**. Osby must attach one copy of this order to the check paying the filing fee.

21 DATED: December 15, 2017.

22 
23 U.S. District Judge Jennifer A. Dorsey
24

25 ¹ NEV. DEP'T OF CORRECTIONS, <http://doc.nv.gov/Inmates/Home/> (Dec. 14, 2017) (inmate search
26 by name Gerald Osby or by offender ID 1087836). *See also* ECF No. 1-1 at 2.

27 ² ECF No. 1-1.

28 ³ ECF No. 4.